



25 MAY 2004

UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
P.O. Box 1450  
ALEXANDRIA, VA 22313-1450  
www.uspto.gov

48

Malina Halina  
12 , Res. Les Amonts  
Les Ulis, 91 940  
FRANCE

In re Application of  
MALINA HALINA  
U.S. Serial No.: 09/936,793  
PCT Application No.: PCT/FR00/00757  
Int. Filing Date: 23 March 2000  
Priority Date: 26 March 1999  
Attorney Docket No.: None  
For: PROTEINS MODIFIED BY XANTHURENIC ACID

:  
:  
: DECISION  
:  
: REGARDING  
:  
: ABANDONMENT  
:  
:

This is a decision on applicant's submission received via facsimile on 19 April 2004 in the United States Patent and Trademark Office (USPTO) in the above referenced application.

In a decision mailed on 03 April 2002, applicant was advised that although she provided proof with the itemized postcard receipt that the credit card form accompanied the original papers filed on 20 September 2001, applicant did not provide a copy of the originally filed forms in order to verify that the forms were properly filled out. Absent such a copy, the application must continue to be held abandoned.

On 18 February 2004, a second Notification of Abandonment was mailed to applicant, indicating that the U.S. basic national fee had not been provided.

On 09 March 2004, applicant filed via facsimile, a communication along with a new credit card form (Form PTO-2038) dated 09 March 2004 authorizing payment of the basic national fee. Applicant did not provide a copy of the originally filed credit card payment form.

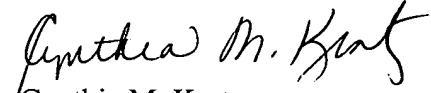
On 09 April 2004, in a USPTO communication, applicant was advised that absent a copy of the originally filed credit card payment form, the application must continue to be held abandoned.

On 19 April 2004, applicant submitted a copy of the originally filed credit card payment form. With the submission of a copy of the originally filed credit card form, applicant can now claim the benefit of timely payment of the basic national fee on 20 September 2001. The application is no longer considered abandoned for failure to timely pay the basic national fee.

#### CONCLUSION

Applicant's request to withdraw the holding of abandonment is **GRANTED**. The Notification of Abandonment mailed on 18 February 2004 is hereby **VACATED**.

The application will be forwarded to the United States Designated/Elected Office for further processing. The 35 U.S.C. 371(c)(1), (c)(2) and (c)(4) date is 21 September 2001.



Cynthia M. Kratz  
Attorney Advisor  
Office of PCT Legal Administration

Telephone: 703-306-5467  
Fax: 703-308-6459